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IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P. No.....543...../2006

Single Bench

PETITIONER

Dinesh Singh Rajput
Aged about 37 years
S/O Late Shri Lakhan Singh Thakur
R/O Rajput Niwas, in front of Maharana Pratap Para, Kaliward, Ward No. 19, Thakur Para, Kawardha District Kabirdham (Chhattisgarh)

P.R. No. 535/06 Shri Ak Shukla
Presented on 31/1/06
dated

VERSUS

RESPONDENTS:

1. State of Chhattisgarh
Through the Secretary
Department of Education
DKS Bhawan, Mantralaya
Raipur (Chhattisgarh)

2. Director
Directorate of Public
Education, Raipur
(Chhattisgarh)

3. Collector
District Kawardha
(Chhattisgarh)

4. District Education Officer
District Kawardha
(Chhattisgarh)

5. Chief Executive Officer
Jila Panchayat Kawardha

RETYPED COPY
CHARGE TO A. G. CHHATTISGARH
31.1.06

OATH COMMISSIONER
APARNA MANVIYA
CG-20/2005
Bilaspur Chhattisgarh
09/01/06

(2)

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District Kawardha
(Chhattisgarh)

PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRITS OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS:-

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

56

मामला क्रमांक WP 543/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

2-2-2006

Shri Prateek Sharma, counsel for the petitioner.
Shri Sandeep Dubey, G.A., for the State.
Application for urgent hearing is allowed.
Heard.

Counsel for the petitioner submits that the petitioner's father, who was working as Head Master in Govt. Middle School died during service period on 1/11/1998 and thereafter he applied for compassionate appointment which was denied. It is further submitted that in batch of cases bearing W.P. No.1322/2002 involving the same question orders have been passed by this Court on 20/12/2005. He prays that similar orders may be passed in this case also.

Learned counsel for the State does not dispute the above fact and states that the State of Chhattisgarh has taken a decision to consider the cases of dependants of those employees who died on or after 1/11/1997 strictly in accordance with the policy prevalent at that time.

In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State of Chhattisgarh and the authorities concerned to consider and decide the case of the petitioner in accordance with the policy prevalent at the time of death of his father. If the petitioner found eligible, appointment orders will be issued as early as possible preferably within four months from the date of production of the copy of this order. The petitioner is also directed to render due co-operation to the authorities. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law including filing of petition before this Court.

With the aforesaid observations, this petition stands disposed of.

Certified copy as per rules.

Copy to the State counsel, who will be obliged to communicate the order to the respondents for compliance.

Sd/-
Fakhruddin
Judge